

FROM VENABLE LLP VIENNA VA

RECEIVED
CENTRAL FAX CENTER (THU) 3. 1 '07 15:12/ST. 15:11/NO. 4862865161 P 1

MAR 01 2007

FAX TRANSMISSION

DATE: March 1, 2007

PTO IDENTIFIER: Application Number 09/851,421-Conf. #2133
Patent Number

Inventor: Packard et al.

MESSAGE TO: US Patent and Trademark Office

FAX NUMBER: (571) 273-8300

FROM: VENABLE LLP

Caroline J. Swindell

PHONE: (703) 760-1676

Attorney Dkt. #: 37225-170522

PAGES (Including Cover Sheet): 12

CONTENTS:

Fee Transmittal Form SB/17 (1 page)
Transmittal Form SB/21 (1 page)
Information Disclosure Statement with Form SB 08A/B citing 1 reference (4 pages)
European Search Report dated 02/15/2007 (3 pages)
Yellow filing receipt (1 page)
FAX transmittal cover sheet (1 page)
Certificate of Transmission (1 page)

If your receipt of this transmission is in error, please notify this firm immediately by collect call to sender at (703) 760-1676 and send the original transmission to us by return mail at the address below.

This transmission is intended for the sole use of the individual and entity to whom it is addressed, and may contain information that is privileged, confidential and exempt from disclosure under applicable law. You are hereby notified that any dissemination, distribution or duplication of this transmission by someone other than the intended addressee or its designated agent is strictly prohibited.

VENABLE LLP

P.O. Box 34385, Washington, DC 20043-9998
Telephone: (202) 344-4000 Facsimile: (202) 344-8300

832700

PTO/SB/87 (06-04)

Approved for use through 07/31/2006. OMB 0651-0031

U. S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Application No. (if known): 09/851,421

Attorney Docket No.: 37225-170522

Certificate of Transmission under 37 CFR 1.8

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office.

on March 1, 2007
Date



Signature

Caroline J. Swindell

Typed or printed name of person signing Certificate

56,784

Registration Number, if applicable

(703) 760-1676

Telephone Number

Note: Each paper must have its own certificate of transmission, or this certificate must identify each submitted paper.

Fee Transmittal Form SB/17 (1 page)

Transmittal Form SB/21 (1 page)

Information Disclosure Statement with Form SB 08A/B citing 1 reference (4 pages)

European Search Report dated 02/15/2007 (3 pages)

Yellow filing receipt (1 page)

FAX transmittal cover sheet (1 page)

Certificate of Transmission (1 page)

832700

PATENT PROSECUTION RECEIPT OF FILING

RECEIVED
CENTRAL FAX CENTER**138287****MAR 01 2007**

Venable Filing Number

Atty. Docket No: 37225-170522

Attorney/LAA: CJS:cja

PTO Due Date:

Current Date: March 1, 2007

Title of Application:

A VIRTUAL SCHOOL PROVIDING CONTENT MANAGER CURRICULUM PLANNER
INSTRUCTIONAL SEQUENCER AND PROGRESS TRACKER

Application No: 09/851,421

Filing Date: May 9, 2001

Patent No.:

Issue Date:

The following items were received from Venable LLP, Washington, D.C.,
by the U.S. Patent & Trademark Office on the date stamped hereon:

U.S. PTO FEES ENCLOSED

- ☒ Transmittal Letter Form SB/21 (1 page)
- ☒ Fee Transmittal Form SB/17 (1 page)
- ____ New U.S. Patent Application
(pages of specification/claims)
- ____ Rule 53(d) Continued Prosecution Application
- ____ Rule 53(b) Continuation or Divisional Application
(attach copy of specification, claims, drawings and declaration)
- ____ U.S. National Stage Application of PCT Application
- ____ Request for Continued Examination (RCE) under 37 CFR 1.114
- ____ Application Data Sheet
- ____ Substitute Specification
- ____ Priority Document-Cert. Copy of
Appln.#; Country; Date Filed:
- ____ Formal Drawings (sheets. Figs.)
- ____ Inventor Declaration
- ____ Assignment w/Cover Sheet
- ____ Response to Notice to File Missing Parts
- ____ Response to Notice to File Missing Requirements
- ____ Response to Requirement
- ☒ Information Disclosure Statement with 1 cited reference (3 pages)
- ☒ IDS Form SB 08A/B (1 page)
- ☒ Copy of European Search Report dated 02/15/2007 (3 pages)
- ____ Petition/Request for Extension of Time (mo. ext.)
- ____ Power of Attorney
- ____ Petition to Revive
- ____ Sequence Listing - CDR Enclosed? Yes No
- ____ Request for Non-Publication
- ____ Reply Brief (in triplicate) / Request for Oral Hearing
- ____ Confirmation of Hearing Petition
- ____ Issue Fee Transmittal
- ____ Certificate of Correction
- ____ Maintenance Fee Transmittal
- ____ Status Inquiry
- ☒ Other: (Please describe below)
- ☒ X Yellow filing receipt (1 page)
- ☒ X FAX transmittal cover sheet (1 page)
- ☒ X Certificate of FAX Transmission (1 page)

_____	Filing Fee
_____	Surcharge Fee
_____	Additional Claim Fee
_____	Recordation/Indexing Fee
180.00	IDS Fee
_____	Extension Fee
_____	Notice of Appeal Fee
_____	Brief on Appeal
_____	Oral Hearing Request Fee
_____	Petition Fee
_____	Issue Fee
_____	Publication Fee
_____	Maintenance Fee
_____	Other Fees (Describe)
180.00	Total Fees Paid

☐ Check Number _____ Attached☒ Charge Deposit Account No.
22-0261*If Deposit Account was used, was a
copy of this form sent to Accounting?☒ Yes ☐ No

Date

03/01/07

Reviewed By:

Signature of Attorney

832714

RECEIVED
CENTRAL FAX CENTER

(THU) 3. 1 '07 15:12/ST. 15:11/NO. 4862865161 P 4

MAR 01 2007

PTO/SB/21 (09-08)

Approved for use through 03/31/2007. OMB 0851-0031

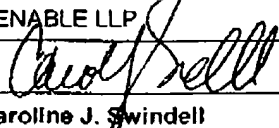
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Application Number	09/851,421-Conf. #2133
	Filing Date	May 9, 2001
	First Named Inventor	Ronald Packard
	Art Unit	2141
	Examiner Name	L. H. Luu
Total Number of Pages in This Submission	Attorney Docket Number	37225-170522

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form SB/17 <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Transmittal Form SB/21 <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement with Form SB/08A/B (1 cited reference) <input checked="" type="checkbox"/> European Search Report dated 02/15/2007 <input type="checkbox"/>	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Yellow filing receipt FAX transmittal cover sheet Certificate of FAX transmission
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	VENABLE LLP		
Signature			
Printed name	Caroline J. Swindell		
Date	March 1, 2007	Reg. No.	56,784

832895

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the Patent and Trademark Office, facsimile no. (571) 273-8300, on the date shown below.	
Dated: March 1, 2007	Signature: <u>C. Allen</u> (C. Allen)

MAR 01 2007

PTO/SB/17 (07-08)
Approved for use through 01/31/2007. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2006		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	09/851,421-Conf. #2133
		Filing Date	May 9, 2001
		First Named Inventor	Ronald Packard
		Examiner Name	L. H. Luu
		Art Unit	2141
TOTAL AMOUNT OF PAYMENT (\$) 180.00		Attorney Docket No.	37225-170522

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check <input checked="" type="checkbox"/> Deposit Account <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify):	Deposit Account Number: 22-0261 Deposit Account Name: Venable LLP
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee <input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	
2. EXCESS CLAIM FEES							
Fee Description	Fee (\$)	Small Entity Fee (\$)					
Each claim over 20 (including Reissues)			50	25			
Each independent claim over 3 (including Reissues)			200	100			
Multiple dependent claims			360	180			
Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims			
85	- 85 =	x	=	Fee (\$)	Fee Paid (\$)		
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)				
8	- 8 =	x	=				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)			
	- 100 =	/50	(round up to a whole number) x	=			
4. OTHER FEE(S)							
Other (e.g., late filing surcharge):			1806 Submission of an Information Disclosure Statement		180.00		

Signature		Registration No. (Attorney/Agent)	56,784	Telephone	(703) 760-1676
Name (Print/Type)	Caroline J. Swindell	Date	March 1, 2007		

832708

FROM VENABLE LLP VIENNA VA

(THU) 3/1/07 15:13/ST. 15:11/NO. 4862865161 P 6

RECEIVED
CENTRAL FAX CENTER

MAR 01 2007

Docket No.: 37225-170522
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Packard et al.

Art Unit: 2141

Application No: 09/851,421

Examiner: L. H. Luu

Confirmation No: 2133

Filed: May 9, 2001

Atty. Docket No: 37225-170522

For: A VIRTUAL SCHOOL PROVIDING
CONTENT MANAGER CURRICULUM
PLANNER INSTRUCTIONAL
SEQUENCER AND PROGRESS
TRACKER

Customer No:

26694

PATENT TRADEMARK OFFICE

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (IDS)

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with 37 CFR 1.97, Applicant(s) hereby make of record the following additional documents. A PTO Form SB/08 and a full copy of each of the documents required under 37 CFR 1.98(a)(2) accompany this statement.

Applicant(s) have become aware of the following documents, cited in an International Search Report issued February 15, 2007, during the prosecution of International Application No. 02729148.3-2221, which corresponds to the above referenced application, and in accordance with 37 CFR 1.97(c) and (e)(1) or (b)(3), hereby submit(s) these documents for the Examiner's

03/02/2007 GWORDF1 00000047 220261 09851421

01 FC:1806 180.00 DA

Application No.: 09/851,421

Docket No.: 37225-170522

consideration. These documents are cited on the enclosed PTO Form SB/08, and a copy of the International Search Report and of each document required under 37 CFR 1.98(a)(2) cited thereon are enclosed as well.

This statement is not to be interpreted as a representation that the cited documents are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any document herein be construed *per se* as a representation that such document is prior art. Moreover, Applicant(s) understand(s) the Examiner will make an independent evaluation of the cited documents.

This Information Disclosure Statement is filed after the mailing date of a Final Office Action or Notice of Allowance, whichever occurred first, but on or before payment of the Issue Fee (37 CFR 1.97(d)). Applicant(s) hereby petition(s) that the Information Disclosure Statement be considered.

I hereby certify, pursuant to 37 CFR 1.97(e)(1), that each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Furthermore, in accordance with 37 CFR 1.704(d), Applicant(s) note(s) that to our knowledge this communication was not received by any individual designated in 1.56(c) more than thirty days prior to the filing of this statement.

Please charge our Deposit Account No. 22-0261 in the amount of \$180.00 covering the fee set forth in 37 CFR 1.17(p). The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter

Application No.: 09/851,421

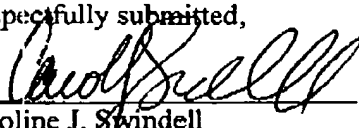
Docket No.: 37225-170522

filed in this application by this firm) to our Deposit Account No. 22-0261, under Order No. 37225-170522.

Dated: March 1, 2007

Respectfully submitted,

By


Caroline J. Swindell

Registration No.: 56,784

VENABLE LLP

P.O. Box 34385

Washington, DC 20043-9998

(202) 344-4000

(202) 344-8300 (Fax)

Attorney/Agent For Applicant

PTO/SB/08A/B (09-08)

Approved for use through 03/31/2007. OMB 0551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number.

Substitute for form 1449/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)			Complete if Known		
			Application Number	09/851,421-Conf. #2133	
			Filing Date	May 9, 2001	
			First Named Inventor	Ronald Packard	
			Art Unit	2141	
			Examiner Name	L. H. Luu	
Sheet	1	of	1	Attorney Docket Number	37225-170522

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	AA*	US-5,907,831	05-25-1999	Lotvin et al.	

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	Foreign Patent Document Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. * CITE NO.: Those application(s) which are marked with an single asterisk (*) next to the Cite No. are not supplied (under 37 CFR 1.98(a)(2)(ii)) because that application was filed after June 30, 2003 or is available in the JFW. ¹ Applicant's unique citation designation number (optional). ² See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 801.04. ³ Error Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.18 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ²

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 809. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Applicant's unique citation designation number (optional). ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature		Date Considered	
--------------------	--	-----------------	--